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Forty-sixth session
Agenda item 126

PROGRESSIVE DEVELOPMENT OF THE PRINCIPLES AND NORMS OF INTERNATIONAL LAW RELATING TO THE NEW INTERNATIONAL ECONOMIC ORDER

Congo, Cuba, Ecuador, Equatorial Guinea, Ethiopia, Ghana, Guinea, Iraq, Lao People's Democratic Republic, Libyan Arab Jamahiriya, Mali, Nigeria, Togo, United Republic of Tanzania, Venezuela and Viet Nam: draft resolution

Progressive development of the principles and norms of international law relating to the new international economic order

The General Assembly,

Bearing in mind that, in accordance with the Charter of the United Nations, the General Assembly is called upon to initiate studies and make recommendations for the purpose of encouraging the progressive development of international law and its codification,

Recalling its resolutions 3201 (S-VI) and 3202 (S-VI) of 1 May 1974, containing the Declaration and the Programme of Action on the Establishment of a New International Economic Order, 3281 (XXIX) of 12 December 1974, containing the Charter of Economic Rights and Duties of States, 3362 (S-VII) of 16 September 1975 on development and international economic cooperation, and 35/56 of 5 December 1980, the annex to which contains the International Development Strategy for the Third United Nations Development Decade,

Recalling also its resolutions 34/150 of 17 December 1979 and 35/166 of 15 December 1980, entitled "Consolidation and progressive development of the principles and norms of international economic law relating in particular to the legal aspects of the new international economic order", and its resolutions 36/107 of 10 December 1981, 37/103 of 16 December 1982, 38/128 of 19 December 1983, 39/75 of 13 December 1984, 40/67 of 11 December 1985, 41/73

of 3 December 1986, 42/149 of 7 December 1987, 43/162 of 9 December 1988 and 44/30 of 4 December 1989, entitled "Progressive development of the principles and norms of international law relating to the new international economic order",

Bearing in mind the urgent need to adopt measures to reactivate the process of international economic cooperation and the negotiations undertaken for that purpose particularly in view of the economic difficulties encountered by the developing countries,

Considering the close link that exists between the establishment of a just and equitable international economic order and the existence of an appropriate legal framework,

Bearing in mind that the analytical study 1/ submitted to the General Assembly at its thirty-ninth session by the United Nations Institute for Training and Research can constitute a valuable source of information, in common with the relevant resolutions adopted on this question by various United Nations organs,

1. Considers that the impact on developing countries of the current international economic situation should be examined;

2. Notes with appreciation the views and comments submitted by Governments pursuant to resolutions 40/67, 41/73, 42/149, 43/162 and 44/30; 2/

3. Decides to establish a working group of the Sixth Committee, to develop the principles and norms of international law relating to the new international economic order;

4. Calls on the Secretary-General to request Member States and competent international organizations to formulate their comments, in particular on the principles which they think could receive priority attention by the working group, and to include their comments in a report to be submitted to the General Assembly at its forty-seventh session;

5. Decides to include in the provisional agenda of its forty-seventh session the item entitled "Progressive development of the principles and norms of international law relating to the new international economic order".

1/ A/39/504/Add.1, annex III.

2/ A/41/536, A/42/483 and Add.1 and 2, A/43/529 and Add.1, A/44/455 and Add.1, and A/46/352 and Add.1.

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8 November 1991

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Forty-sixth session
Agenda item 131

REPORT OF THE SPECIAL COMMITTEE ON THE CHARTER OF THE UNITED NATIONS AND ON THE STRENGTHENING OF THE ROLE OF THE ORGANIZATION

Argentina, Brazil, Bulgaria, Chile, Cyprus, Czechoslovakia, Ecuador, Egypt, El Salvador, Ethiopia, Germany, Guatemala, Hungary, Italy, Japan, Malaysia, Morocco, New Zealand, Oman, Philippines, Romania, Spain, Tunisia, Uruguay, Venezuela and Yugoslavia: draft resolution

Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization

The General Assembly,

Recalling its resolution 3499 (XXX) of 15 December 1975, by which it established the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, and its relevant resolutions adopted at subsequent sessions, 1/

1/ Resolutions 31/28 of 29 November 1976, 32/45 of 8 December 1977, 33/94 of 16 December 1978, 34/147 of 17 December 1979, 35/164 of 15 December 1980, 36/122 of 11 December 1981, 37/114 of 16 December 1982, 38/141 of 19 December 1983, 39/88 of 13 December 1984, 40/78 of 11 December 1985, 41/83 of 3 December 1986, 42/157 of 7 December 1987, 43/170 of 9 December 1988, 44/37 of 4 December 1989 and 45/44 of 28 November 1990.

Taking note of the reports of the Secretary-General on the work of the Organization submitted to the General Assembly at its thirty-seventh, 2/ thirty-ninth, 3/ fortieth, 4/ forty-second, 5/ forty-third, 6/ forty-fourth, 7/ forty-fifth 8/ and forty-sixth 9/ sessions, as well as the views and comments expressed on them by Member States,

Having considered the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization on the work of its session held in 1991, 10/

Expressing its satisfaction at the completion of the work on the draft Declaration on Fact-finding by the United Nations in the Field of the Maintenance of International Peace and Security, 11/

Mindful of the desirability of further work being done by the Special Committee in the fields of the maintenance of international peace and security and the peaceful settlement of disputes between States,

Bearing in mind various proposals presented to the General Assembly at its forty-sixth session aiming at strengthening the role of the Organization and enhancing its effectiveness,

1. Takes note of the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization;

2. Expresses its appreciation to the Secretary-General for the completion of the Handbook on the Peaceful Settlement of Disputes between

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2/ Official Records of the General Assembly, Thirty-seventh Session, Supplement No. 1 (A/37/1).

3/ Ibid., Thirty-ninth Session, Supplement No. 1 (A/39/1).

4/ Ibid., Fortieth Session, Supplement No. 1 (A/40/1).

5/ Ibid., Forty-second Session, Supplement No. 1 (A/42/1).

6/ Ibid., Forty-third Session, Supplement No. 1 (A/43/1).

7/ Ibid., Forty-fourth Session, Supplement No. 1 (A/44/1).

8/ Ibid., Forty-fifth Session, Supplement No. 1 (A/45/1).

9/ Ibid., Forty-sixth Session, Supplement No. 1 (A/46/1).

10/ Ibid., Supplement No. 33 and corrigendum (A/46/33 and Corr.1).

11/ A/C.6/46/L.9, annex.

States 12/ and requests him to publish and disseminate widely the Handbook in all the official languages of the United Nations;

3. Decides that the Special Committee will hold its next session from 3 to 21 February 1992;

4. Requests the Special Committee, at its session in 1992, in accordance with the provisions of paragraph 5 below:

(a) To accord priority to the question of the maintenance of international peace and security in all its aspects in order to strengthen the role of the United Nations and, in this context, to consider the proposal on the enhancement of cooperation between the United Nations and regional organizations, as well as other specific proposals relating to the maintenance of international peace and security which might be submitted to the Special Committee at its session in 1992;

(b) To continue its work on the question of the peaceful settlement of disputes between States and, in this context:

(i) To consider the proposal on United Nations rules for the conciliation of disputes between States;

(ii) To consider other specific proposals relating to the question of the peaceful settlement of disputes between States that might be submitted to the Special Committee at its session in 1992;

(c) To consider proposals with the aim of strengthening the role of the Organization and enhancing its effectiveness;

5. Also requests the Special Committee to be mindful of the importance of reaching general agreement whenever that has significance for the outcome of its work;

6. Decides that the Special Committee shall accept the participation of observers of Member States in its meetings, including those of its working group;

7. Requests the Special Committee to submit a report on its work to the General Assembly at its forty-seventh session;

8. Decides to include in the provisional agenda of its forty-seventh session the item entitled "Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization".

12/ Official Records of the General Assembly, Forty-sixth Session, Supplement No. 33 and corrigendum (A/46/33 and Corr.1), annex.